Sectt. IX-27—60,004—17-11-48

Development (~~194~~ 1950) Department.

MS SERIES.

G.O. NO. 2779

Dated 15-7-50.

[Despatch Abstract.]

Establishment – Industries – J.S.P.; Collegial – Certain members of the staff – Relaxation of educational qualifications and age limit – Proposal of the D.P.S.C. – Orders passed.

No.953 D1/49.

Department of Industries and Commerce,
Cathedral P.O., Madras. 6.
Dated the 7th JUNE 1950.

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From

Sri M.T.RAJU, Bar-at-law, I.C.S.,
Director of Industries and Commerce,
Madras.

To

The Secretary to Government,
Development Department,
Fort St. George, Madras.

Sir,

Sub: Madras Industries subordinate Service Government Silk Filatures, Kollegal - Certain members of staff.- Relaxation of rules - Recommended.

pp 49-59C. f. 95(A)

Ref: G.O.No.5919, Development, dated the 1st. December 1948.

....

Ad hoc rules for the temporary posts in the Government Silk Filatures, Kollegal were issued in G.O.No.5919, Development, dated the 1st December 1948 and on receipt of this G.O. the question of regularisation of the temporary services of the staff in the filatures was taken up in 1949. The Sericultural Expert, Kollegal has now referred for relaxation of the rules, the cases of four subordinates who have put in long service but are found slightly deficient in the educational qualification or are overaged. Before dealing with each case in particular, I may advert to certain circumstances justifying special consideration in the application of the ad hoc rules to the staff in the filatures.

2. The Kollegal Silk Filature, which was originally a private concern was acquired by the Government in March 1943 and this and another filature established by the Government in 1943 at Kollegal were being run by the Government ~~in~~ as two separate concerns till they were amalgamated into a single concern viz the present Government Silk Filatures with effect from 14-6-46. The posts in the two concerns were originally kept outside the scope of the service rules and it is only after the amalgamation of the two filatures that the posts in the combined concern have been brought within the scope of the service rules. The ad hoc rules prescrbing qualifications for the posts were issued only in December 48 with retrospective effect from 14-6-46. When members of the staff in the present Government Silk Filatures were first employed in the former concerns there were no qualifications prescribed for their posts. Though the posts now held by the staff should be deemed to be new posts created from 14-6-46, they carry the same duties as the corresponding old posts held by them when the posts were outside the scope of the service rules. By the time the ad hoc rules for the new posts were issued, the four subordinates under refernce had put in several years of service in the Filatures. If, after such long service, they are to be discharged now on the technical ground that they do not exactly satisfy the qualifications newly prescribed, not only will undue hardship be caused to them but also benefit of the long training and experience they have had in filature technique would be lost to Government. I therefore submit that it is both fair and necessary that the relevant rules should be relaxed ~~that the~~ so as to render possible the retention of the staff in service.

3. Particulars of the cases referred to by the Sericultural Expert are mentioned below:

(1) Sri.N.Muthuswamy Boiler Foreman. Date of birth 11-11-1910.

He possess the qualifications prescribed for the post of Boiler Foreman held by him but he is overaged. He was 32 yeats and 9 months of age on 21-8-43 when he was first employed in the filature and 35 years and 7 months on 14-6-46 when the ad hoc rules came into force;

while the age limit prescribed for the post in the rules is only 25 years. Certificates produced by him however show that he had served in the P.W.D. and the Sanitary Engineering Department for short periods before he attained 25 years of age. The Sericultural Expert reports that Shri Muthuswamy is a capable and all round assistant in the Filature and though he is primarily expected to look after only the boilers he is managing the workshop also satisfactorily. It is further reported that he has been attending to the major repairs of the motor vehicles in the filature, which would otherwise have been got done in automobile workshops at heavy cost. Thus he is very useful in the Filature. In the circumstances I recommend that rules 6 of the ad hoc rules relating to age may be relaxed in his favour.

2. Sri R.Nagasundaram. Foreman. Date of birth 19-8-1919.

Sri R.Nagasundaram had been working in the Kollegal Silk Filature even before the acquisition of the filature by Government and was taken over into Government service. The age limit for the post of foreman is 25 years. Though Sri Nagasundaram was within the age limit on 16-3-43 i.e. the date of his first appointment, he became overaged by 1 year and 10 months, on 14-6-46, the date when the rules came into force. Again, one of the qualifications prescribed for the post is the minimum general educational qualification. Sri R.Nagasundaram secured the following marks at the S.S.L.C. Public Exam.

English 44% Ele.Science 44% C.Group History
Sanskrit 55% Opt. History & Geography.37% of India add England 25%.
Ele. Mathematics - 63%

Though he was declared eligible for the college course, the marks obtained by him in his optional subjects fell short of the minimum required forPublic Service by 5. It is reported that he is good at his work. I therefore recommend that rules 6 & 7 of the the ad hoc rules relating to age and educational qualifictions may be relaxed in his favour.

3. Sri A.R.Ranga Rao. Foreman. Date of birth.26-11-1914.

Sri A.R.Ranga Rao also had been working in the Kollegal Silk Filature prior to the acquisition of the Filature by Government and was taken over into Government service on the acquiistion of the filature from 16-3-43. He was aged 28 years and 4 months on 16-3-43. i.e. the date of his appointment and 31 years and 6 months on 14-6-46 i.e. the date when the rules came into force, Whereas the age limit for the post is 25 years only. As for his educational qualifications he passed the Mysore S.S.L.C. examination and obtained the following marks at the Public Exam.

English # 38%		Second Lang age (Kannada)	45%
History and Geography	41%	Ele.Maths.	57%
Ele. Science	54%	Addl. Subject	37%

Though he passed the S.S.L.C. examination he is lacking in the minimum general educational qualifications as his marks in English were less than the minimum prescribed for Public Service by 2. In view of his long service and satisfactory work in the Filatures I recommend that rules 6 & 7 of the adhoc rules relating to age and educational qualifications may be relaxed in his favour.

4. Janab Syeduddin Ahmed. Silk Store Keeper. Date of birth 6-6-1922.

Janab Syeduddin Ahmed was first appointed as Silk Store Keeper in the Government Silk Filatures on 2-4-45. For this post also, the minimum general educational qualification has been prescribed. Janab Syeduddin Ahmed Sahib obtained the follwoing marks at the S.S.L.C. Public Exam.

English. 41%	Second Language		C.Group
Ele. Math. 48%	(Kannada)	46%	Physics 43%
History & Geography 29%	Ele. Science	58%	

Though he was declared elibible for the college course, he got one mark less than the minimum required for the public service in History and Georgraphy. The deficiency of one mark may be condoned in view of the fact that he is reported to be steady, honest and persevering. I therefore recommend that rule 7 of the ad hoc rules relating to educational qualifications may be relaxed in his favour.

V. Venkatayudu 9.6.50

for Director of Industries and Commerce.

9.6.

DEVELOPMENT DEPT.

SUB:- ESTABLISHMENT - Industries - G.S.F. Kollegal - Certain members of the staff - Relaxation of educational qualifications and age limit - Proposal of the D. I & C. - Orders - Passed .

Read the following :- From the D. I & C. letter No. 953 DI/49 d/ 7th June 1950.

ORDER MS. NO. 2779 DATED 15-7-50.

Under the rule published with Public (Services) Department Notification No.16 dated the 26th January 1950, at page 272 of Part I of the Fort St. George Gazette, dated the 7th February 1950, H.E. the Governor of Madras, directs that rule 5 or 6 or both of the Ad hoc rules for temporary non-gazetted posts in the Sericultural Section of the Dept. of Industries and Commerce issued in G.O.Ms. No. 5919, Development, dated the 1st December 1948 be relaxed as indicated in column 4 of the table below in favour of the members of the Sericultural Section of the Department of Industries and Commerce mentioned in column 2 of the table below so as to enable them to be regularly appointed to the posts mentioned in column 3 of the table.

TABLE.

S.No.	Name of the subordinate	Designation of the posts to which subordinate is to be appointed regularly.	Rule or rules relaxed in favour of the subordinate.
(1)	(2)	(3)	(4)
1.	Sri N. Muthuswamy.	Boiler Foreman.	Rule 6 (Age limit).
2.	Sri R. Nagasundaram.	Foreman.	Rule 6 and 7 (Age limit and educational qualification).
3.	Sri A.R. Ranga Rao.	-do-	-do-
4.	Janab Syeduddin Ahmed.	Silk Store-keeper.	Rules 7 (Educational qualificatio

Tq The D. I & C., Madras.
" Secy., M.P.S.C., Madras.

Development (MI) Department.

[C.No.51348 MI/50]

Sub:- Establishment Industries - G.S.F. Kollegal - Certain members of the staff - Relaxation of Rules

Ref:- From the D.I & C. No.953 DI/49 dated 7-6-50.

The D. I & C's letter in the c.f. may be perused.

2. It is stated that the following subordinates of G.S.F. Kollegal do not satisfy the age limit ~~and~~ or educational qualifications ~~prescribed~~ both in the adhoc rules issued with G.O.Ms. No. ~~5000~~ 5919 Dev. dated ~~1-12-48~~ 1.12.48 for the post held by them.

S.No.	Name of the Individual	Designation	Rule or Rules not satisfied.
1.	Sri N. Muthuswamy	Boiler Foreman	Rule 6 (Age limit)
2.	" R. Nagasundaram	Foreman	Rules 6 & 7 (Age limit and educational qualification)
3.	" A.R. Ranga Rao.	-do-	-do-
4.	Janab Syeduddin Ahmed	Silk Store-keeper.	Rule 7 (Educational qualification)

S.No.1 above.

He is stated to be overaged though he possesses all the qualifications prescribed for the post in the adhoc rules. He was 32 years and 9 months of age when he was employed in the Filature and 35 years and 7 months on 14-6-46, when the adhoc rules came into force. The age limit prescribed for the post in the adhoc rule is 25. It is stated that he has produced some certificates which show that he had served in the P.W.D. and Sanitary Engineering Department for short periods before he attained 25 years of age. In the circumstances and in view of the useful and satisfactory work he does at the ~~it~~ filature the D. I & C. recommends that Rule 6 of the Ad hoc rules relating to Age may be relaxed in his favour.

S.No.2 above. He was working in the Kollegal Silk Filature even before its acquisition by the Government. Though he was within the age limit when he was first appointed on 16-3-43 he became overaged by one year and ten months on 14-6-46 when the Ad hoc rules came into force.

The marks obtained by him in his optional subject fell short of the minimum required for public services by 5. He was declared eligible for College course. In the circumstances and in view of the good work he is doing at the Filatures the D. I & C. recommends that Rules 6 & 7 of the Ad hoc rules may be relaxed in his favour.

S.No.3/above on p. 1. This Foreman also is stated to be working in the Kollegal Filature prior to its acquisition by the Government. He was aged 28 years and 4 months on 16-3-43 the date of his first appointment and 31 years and 6 months on 14-6-46 when the Adhoc Rules came into force. Though he passed the Mysore S.S.L.C. Examination his marks in English were less than the minimum prescribed for public service by 2 only. In view of his long service and satisfactory work at the Filatures the D. I & C. recommends that both the rules 6 & 7 of the Ad hoc rules may be relaxed in his favour.

S.No. 4 on p. 1 above. Though this Silk Store keeper was declared eligible for College course, he got one mark less than the minimum required for the public service in History and Georgrapahy. The D.I & C. has stated that this deficiency may be condoned in view of the fact that he is reported to be steady, honest and persevering and recommended that Rule 7 of the Ad hoc rules may be relaxed in his favour.

3. In this connection the D. I & C. has pointed out that the Kollegal Silk Filature was originally a private concern. It was acquired by the Government in March 1943. This and another filature established by the Government in 1943 were run as two separate concerns till they were amalgamated into a single concern with effect from 14-6-46. The posts in the two concerns were kept outside the scope of the service rules. After the amalgamation of the two filatures the posts were brought within the scope of the service rules. Ad hoc rules for the posts were issued with G.O.Ms.No.5919 Dev dated 1-12-48 with retrospective effect from 14-6-46. By the time the Ad hoc rules were issued the four subordinates mentioned above had put in several years of service. The D. I & C. has pointed out that if after such long service they are to be discharged now on technical grounds that they do not satisfy the qualifications newly prescribed it will cause undue hardship to them. He has also pointed out that the benefit of

of the long training and experience they have had in filature technique will be lost, if they are discharged now. He has therefore recommended that the relevant rules of the Ad hoc rules may be relaxed in their favour.

For Orders whether his recommendation may be accepted and the relevant rules may be relaxed in favour of the above subordinates.

Remarks of Public (Ser.) may be invited.

Dev. u.o.no. ST348 MI.50.1 21-6-50

ASSISTANT SECRETARY TO GOVERNMENT 23 JUN 1950 CHIEF

Pub(Ser) Dept.

The notes on pp 1-3 above may be perused. A above may be agreed to in this dept. and the file returned to Dev. H.C.M. Now See and a copy of the relaxation order should be communicated to the MRSC

28.6.50 29/6/50 Dev.

Pub(Ser)1cD 2857/50-1 29-6-50

58735

FOURTH ASSISTANT SECRETARY TO GOVERNMENT 30 JUN 1950 DEVELOPMENT DEPARTMENT

Development Department

To A.S.

Notes from p.1 ante may be perused. The case may be circulated to H.M.(Ihd) and H.C.M. for orders as to whether the age limit or educational qualifications or both as shown below prescribed in th Ad Hoc rules issued in G.O.Ms.No.5919 Development dated the 1st December 1948 may be relaxed in favo

RP 50-54 ej4 (A)

13/6/7 C1348 M.S

of the following members of the Sericulture Section of the Industries Department as recommended by the D.I & C.

1.	Name of the individual.	Designation.	Rule or rules not satisfied. Hence to be relaxed.
1.	Sri N.Muthuswamy Age 35 4 7 on on 14-6-46.	Boiler Foreman.	Rule 6 (Age limit)
2.	Sri R.Nagasundaram Age 25 4 10 on on 14.6.46 Eligible for college course but obtained 5 marks less for service	Foreman.	Rules 6 and 7 (Age limit and educational qualification)
3.	Sri A.R. Ranga Rao Age 31 4 6 on 14.6.46 - 2 marks less in English	-do-	-do-
4.	Janab Syeduddin Ahmed one marks less for public service	Silk Store-keeper.	Rule 7 (Educational qualification.)

MG 4750 OS 5750

5750

27.10

HM (Ord) Rules may be relaxed in their favour as suggested by D.I & C. cf 6/7

To AS.

Orders above: A draft order is submitted below for consideration.

MG 27.10. OS 13750

HM 14/7/50.

24.7.50

H.C.M 27.10

SECRETARY TO GOVERNMENT 10 JULY 1950 DEVELOPMENT DEPARTMENT

(Issued as G.O. Ms. no. 2779 Dev Dt. 15.7.50).